(3) (4) CF 1004

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 1226 2002

PETITIONER :

Amrit Lal Sahu
s/o. Shri S.R.Sahu
Aged about 45 years
R/o. Vill : Modipar,P.O.Nariarya
Malkharoda, Tehsil-Sakti
District :Janjgir-Champa (CG)

P. R. No. 10/04/03
Presented by Shri S.N. Srivas
10-04-03

VERSUS

RESPONDENTS :

1) Ram Lakhan, S/o. Siyaram.
Viii-Modipar, P.O.Nariyara
Tehsil-Sakti
District :Janjgir-Champa (CG)
2) Gend Lal, S/o. Siyaram.
Viii-Modipar, P.O.Nariyara
Tehsil-Sakti
District :Janjgir-Champa (CG)
3) The Collector, Janjgir-Champa(CG)
4) The S.D.O.,, Janjgir-Champa(CG)
5) The Tehsildar,Malkharod(CG)

RECEIVED COPY.
9-4-03
CLERK TO A.G. BILASPUR

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA FOR GRANT OF WRIT NATURE OF MANDAMUS OR CERCIORARI OR ANY WRIT OR DIRECTION OF THE LIKE NATAURE

(34)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. NO. 1226 सन् 2003

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

03.7.2003

Shri S.C. Verma, counsel for the petitioner.

Shri Rajesh Pandey, Govt. Advocate appears for respondents no.3, 4 and 5 on advance copy.

The grievance of the petitioner is that the encroachment has been made by respondents no.1 and 2 in village Modipara, Ph.No.15, (Janjgir-Champa). It is stated that representation has been made by this petitioner to the Tahsildar and thereafter some procedures were started, however, they have been dropped.

Learned Govt. Advocate submits that no notice of demand of justice was served nor any representation to the Collector or the any competent authority has been made. Counsel for the petitioner wants time to make a detailed representation.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation before the Collector along with a

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 1226/03 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	copy of the petition, within a month from today, and on such representation being filed, the Collector either himself or the competent authority appointed by the Collector shall consider and decide the same in accordance with law after hearing the petitioner as also the rival parties, as early as possible preferably within four months from the date of production of representation. If any adverse order is passed, the aggrieved parties may take recourse to the remedy available as per the law. With the aforesaid observations, this petition stands disposed of. C.C. as per rules. Sd/- Fakhruddin Judge	